

Message

From: Weissbart, Erich [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E361D2F1F04641E49CA63C81A2E2F4EE-EWEISSBA]
Sent: 9/12/2017 12:31:04 PM
To: Ferrell, Mark [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8ccaf8c895c8426e9b5c274d26b7f833-Ferrell, Mark]; pizarro, luis [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=82dda7a144d8467090a578bf730493f7-Lpizarro]; Seneca, Roy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0f19873f9b614c2abda0e476eeafb8ad-Rseneca]; D'Andrea, Michael [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=379464cfcda84ba48904082506c2c1d3-D'Andrea, Michael]
CC: Rose, Kenneth [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=eb0c0deb313a4ea584511a54385c0c5a-Rose, Kenneth]; schaffer, joan [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c60a5a9575b34baca9e7163c4177dcc1-Jschaf02]
Subject: RE: Media Inquiry - Charleston Gazette -- Union Carbide Institute WV - Corrective Actions

I had a telephone conversation with Jerome Cibrik yesterday morning, the Union Carbide environmental representative I work with, regarding the language used in the newspaper article. Specifically he asked if EPA would respond in writing stating that EPA did not reject the proposed remedy. I told him I would review EPA's written response to Mr. Ruby, the college's legal representative, and my notes to confirm that statement but that he should submit a request in writing and I would forward it up the chain of command. I did respond in an email that EPA's response to Mr. Ruby summarized that EPA had not approved a "Final Remedy decision" and that an approval of the offsite investigation did not constitute approval of a remedy. I further wrote that in my April 10, 2017 I did not reject the proposed remedy. I have not heard back from Mr. Cibrik.

Erich Weissbart, P.G.
Land and Chemicals Division
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From: Ferrell, Mark
Sent: Wednesday, September 06, 2017 2:54 PM
To: pizarro, luis <pizarro.luis@epa.gov>; Seneca, Roy <Seneca.Roy@epa.gov>; D'Andrea, Michael <DANDREA.MICHAEL@EPA.GOV>
Cc: Rose, Kenneth <Rose.Kenneth@epa.gov>; schaffer, joan <schafer.joan@epa.gov>; Weissbart, Erich <Weissbart.Erich@epa.gov>
Subject: Re: Media Inquiry - Charleston Gazette -- Union Carbide Institute WV - Corrective Actions

<http://www.wvgazettemail.com/news/20170906/epa-rejected-dow-chemicals-institute-cleanup-plan>



EPA rejected Dow Chemical's Institute cleanup plan

www.wvgazettemail.com

Five months ago, federal regulators quietly rejected a Dow Chemical proposal for cleaning up toxic pollution at the Institute chemical complex, a move that court records show is now generating significant controversy in West Virginia State University's lawsuit against the chemical giant over contamination of the groundwater under the university's nearby campus.

From: pizarro, luis
Sent: Thursday, August 17, 2017 4:45 PM
To: Seneca, Roy
Cc: Rose, Kenneth; schafer, joan; Ferrell, Mark; Weissbart, Erich
Subject: RE: Media Inquiry - Charleston Gazette -- Union Carbide Institute WV - Corrective Actions

Yes, we have. See enclosed pdf.

I do not think is a coincidence that this was the topic of a conversation we had with the law firm representing WVSU last week. See enclosed emails

They also asked to EPA's action on the proposal, we described the essence of the 4/10 email. They also ask for a copy and I told them they needed to put in a FOIA request, but also told them that WVDEP had a copy and they may be able to answer to the FOI faster than us.

I am on my way out, will be Flexing tomorrow AM!

Luis A. Pizarro
Associate Director
Office of Remediation, LCD
US EPA Region 3
215 814 3444

From: Seneca, Roy
Sent: Thursday, August 17, 2017 4:08 PM
To: pizarro, luis <pizarro.luis@epa.gov>
Cc: Rose, Kenneth <Rose.Kenneth@epa.gov>; schafer, joan <schafer.joan@epa.gov>; Ferrell, Mark <Ferrell.Mark@epa.gov>

Subject: Media Inquiry - Charleston Gazette -- Union Carbide Institute WV - Corrective Actions

Importance: High

Luis – I just got this media inquiry from Ken Ward at the Charleston Gazette... Check it out and let me know if you can answer his question... Thanks. -- Roy

From: Ken Ward [<mailto:kward@wvgazettemail.com>]

Sent: Thursday, August 17, 2017 3:55 PM

To: Seneca, Roy <Seneca.Roy@epa.gov>

Subject: Can you help me with this?

Roy,

Please see the attached document.

I'm trying to find out if EPA has acted on this proposal from Dow/Carbide.

Can you help me with that?

Thanks, Ken.

Ken Ward Jr.

Staff Writer

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And check out Sustained Outrage, a Gazette watchdog journalism blog, <http://blogs.wvgazettemail.com/watchdog/>